

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 HOLLYWOOD CITIZEN NEWS
4 OPERATING COMPANY, LLC, and
5 HOLLYWOOD CITIZEN NEWS F&B,
6 LLC,

7 Plaintiffs,

8 v.

9 TEN FIVE HOSPITALITY LLC, and DAN
10 DALEY,

11 Defendants.

12 DAN DALEY, TEN FIVE HOSPITALITY
13 LLC and 1545 F&B MANAGER LLC,

14 Counterclaim Plaintiffs,

15 v.

16 HOLLYWOOD CITIZEN NEWS
17 OPERATING COMPANY, LLC,
18 HOLLYWOOD CITIZEN NEWS F&B, LLC,
19 RELEVANT HOSPITALITY LLC, and
20 ZHAOXU CHEN a/k/a VINCENT CHEN,

21 Counterclaim Defendants.

CASE NO.: 2:23-cv-01126-APG-DJA

**STIPULATION TO ACCEPT SERVICE
AND EXTEND BRIEFING DEADLINES
ON DEFENDANTS' COUNTERCLAIM
[ECF NO. 70]**

(FIRST REQUEST)

22 Plaintiffs/Counterclaim Defendants Hollywood Citizen News Operating Company, LLC
23 and Hollywood Citizen News F&B, LLC (collectively, "Plaintiffs"), Defendants/Counterclaim
24 Plaintiffs Ten Five Hospitality LLC and Dan Daley (collectively, "Defendants") Counterclaim
25 Plaintiff 1545 F&B Manager LLC, ("Counterclaim Plaintiff"), and Relevant Hospitality LLC,
26 and Zhaoxu Chen a/k/a Vincent Chen (collectively "Counterclaim Defendants"), together with
27 Plaintiffs, Counterclaim Plaintiff and Defendants, the "Parties"), by and through their
28 undersigned counsel, for good cause shown, hereby stipulate and agree to the undersigned
counsel, Dylan T. Ciciliano, Esq., accepting service of the Summons and Counterclaim on behalf
of Counterclaim Defendants Relevant Hospitality LLC and Zhaoxu Chen a/k/a Vincent Chen,
without prejudice to the Counterclaim Defendants' defenses or objections except under FRCP

1 12(b)(5).

2 Additionally, the Parties hereby agree to: (1) extend Plaintiffs and Counterclaim
3 Defendants' deadline to file a response to the Counterclaim [ECF No. 70] (the "Counterclaim")
4 from November 15, 2023 to November 29, 2023; (2) provide Defendants and Counterclaim
5 Plaintiff until December 20, 2023 for any response to a motion filed with respect to the
6 Counterclaim; and (3) provide Plaintiffs and Counterclaim Defendants until January 8, 2024, to
7 file any reply in support of any motion, for the following reasons:

8 1. Plaintiffs served the Complaint on July 24, 2023;

9 2. Defendants and Counterclaim Plaintiff filed their Answer and Counterclaim on
10 October 25, 2023;

11 3. Plaintiffs' response to the Counterclaim is currently due on November 15, 2023;

12 4. Due to the Parties' existing scheduling, as well as forthcoming holidays,
13 additional time is needed to respond to the Counterclaim, as well as any briefing related to any
14 motion brought by Plaintiffs or the Counterclaim Defendants with respect to the Counterclaim;
15 and

16 5. This extension request is sought in good faith and is not made for the purpose of
17 delay;

18 6. THEREFORE, the Parties respectfully request an extension of the deadline for
19 Plaintiffs and Counterclaim Defendants to file a response to Defendants' Counterclaim from
20 November 15, 2023 to November 29, 2023, to provide Defendants and Counterclaim Plaintiff
21 until December 20, 2023 to file any response to a motion filed with respect to the Counterclaim,
22 and to provide Plaintiffs and Counterclaim Defendants until January 8, 2024 to file any reply in
23 support of any motion.

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THE PARTIES SO STIPULATE

Dated this 9th November 2023.

Dated this 9th November 2023.

GARMAN TURNER GORDON LLP

SNELL & WILMER L.L.P.

/s/ Dylan T. Ciciliano

/s/ V.R. Bohman

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*Attorneys for Defendants/Counterclaim
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ORDER

IT IS SO ORDERED.

DATED this 14th day of November 2023.



DANIEL J. ALBREGTS
UNITED STATES MAGISTRATE JUDGE